

(17) A MEMBER OF THE WMATA METRO TRANSIT POLICE, SUBJECT TO THE JURISDICTIONAL LIMITATIONS UNDER ARTICLE XVI, § 76 OF THE WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY COMPACT, WHICH IS CODIFIED AT § 10-204 OF THE TRANSPORTATION ARTICLE;

(18) A MEMBER OF THE INTERNAL INVESTIGATIVE UNIT OF THE DEPARTMENT; OR

(19) A MEMBER OF THE STATE FOREST AND PARK SERVICE POLICE FORCE OF THE DEPARTMENT OF NATURAL RESOURCES.

REVISOR'S NOTE: This subsection is new language derived without substantive change from former Art. 27, § 594B(g), except as it included in the definition of a "police officer" the "State Fire Marshal or a full-time investigative and inspection assistant".

In item (5) of this subsection, the reference to a "municipal corporation" is substituted for the former reference to an "incorporated city or town" to conform to Md. Constitution, Art. XI-E.

Also in item (5) of this subsection, the former exception for "Baltimore City, which is a 'qualifying municipality', as defined in § 66(a)(7) and § 69 of Article 88B of this Code" is deleted because Baltimore City is not considered a municipal corporation and thus would not seem to be covered by this item. Article 88B, § 66(a)(7) defines "qualifying municipality" as any municipality whose expenditures for police protection exceed \$5,000 and which employs at least one qualified full-time policeman. This would seem to cover Baltimore City, except for the fact that it is not considered a municipality. Further, the Baltimore City Police Department is specifically covered in item (2)(ii) of this subsection. Finally, the reference to Art. 88B, § 69 is deleted as erroneous, because that section does not define a qualifying municipality; rather, that section deals with administration of the State Aid for Police Protection Fund.

In item (6) of this subsection, the former phrase "of the Department of Transportation" is deleted because the phrase is not part of the official title of the Maryland Port Administration Police Force.

In item (8) of this subsection, the former reference to a person who is "given the powers of" a special policeman is deleted as included in the reference to a person who is "appointed" as a special policeman. See Art. 41, § 4-901, which refers to the Governor appointing special policemen.

Also in item (8) of this subsection, the former reference to a special policeman who is "employed and compensated by the State" is deleted as misleading and unnecessary. Under Art. 41, § 4-909, each person appointed as a special policeman is deemed to be an employee of the entity requesting the appointment. Therefore, a special policeman appointed to protect State property is deemed to be an employee of the State. The fact that such a special policeman is compensated by the State is unnecessary in the revision because under Art. 41, § 4-909, a special policeman is